

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN 12 1996  
 Returned to applicant for correction \_\_\_\_\_  
 Corrected application filed \_\_\_\_\_  
 Map filed JUN 12 1996

\*\*\*\*\*

The applicant **David L. and Mardi J. Montgomery, d.b.a., Mt. Lewis Meats**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

\*\*\*\*\*

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **0.05 c.f.s.** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **commercial and domestic**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered
  - (c) Other use (describe fully under No. 12. "Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within NW¼ SW¼ Section 9, T.31N., R.45E. M.D.M., from which the W¼-corner of said section bears N..44°26'18" W., 1,821 ft. dist.**
6. Place of Use **A portion of the NW¼ SW¼ Section 9, T.31N., R.45E., M.D.M. being parcels #3 & 4 as shown on that Parcel Map for Albert Smith, file no. 130368, Lander Co., filed October 28, 1985.**
7. Use will begin about **January 1** and end about **December 31**, of each year.
8. Description of proposed works **drilled well (existing), casing, submersible pump and pressure storage tank; approximately 300 ft. of 1" plastic pipe line to meat processing shop and single family residence.**
9. Estimated cost of works **each well \$6,000.00**
10. Estimated time required to construct works **two years.**
11. Estimated time required to complete the application of water to beneficial use **four years.**
12. Remarks: **Estimate daily consumption: 1,000 gallons for meat processing plant, 1,400 gallons for domestic use at residence.**

By **s/William A. Nisbet**  
**421 Court St.**  
**Elko, Nevada 89801**

Compared cms/bk dl/cms

Protested \_\_\_\_\_

\*\*\*\*\*

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 0.365 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 17, 2001

Proof of completion of work shall be filed before:

March 17, 2001

Application of water to beneficial use shall be filed on or before:

February 17, 2003

Proof of the application of water to beneficial use shall be filed on or before:

March 17, 2003

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 17th day of February, A.D. 1999

  
State Engineer

Completion of work filed JAN 14 2002

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_